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ALL SIDES HEARD

DESERT LAND BOARD CONSIDERS NEW CONTRACTS.

Settlers Ask Immediate Control and Repair of Broken Ditches—As Yet No Decision Reached in the Hearing at Salem.

The local Water Users Association and A. M. Drake appeared at the meeting of the State Desert Land Board in Salem last week when the matter of entering into contract with the Central Oregon Irrigation Company, as the successor of the Deschutes Irrigation & Power Company, came up for consideration. A Salem dispatch gives the following account of the meeting:

Conflicting interests occupied the attention of practically an all-day session of the Desert Land Board in connection with the Central Oregon Development Co.'s work in the Deschutes, the company superseding the defunct Deschutes Irrigation & Power Co.

The Water Users Association, the company and A. M. Drake of Bend, were all represented by attorneys. The Irrigation Company requested that the time of completing the contract as to lands in segregation No. 6 be extended until February, 1913, and the time for completing the contract as to lands in segregation 19 be extended until October 17, 1915.

It was also asked that the interest on liens should begin at the date the lands are approved for sale by the Board instead of the date when the proof is submitted on application for patent. Amendment of the contract in relation to the reservoir project was asked to extend until nine months after the granting of the application by the Department of the Interior, in order to allow time for a topographic survey.

Among other things requested by the company is that sales be allowed in advance of approval by the Board upon the company furnishing the bond to construct ditches to the land sold.

A. M. Drake of Bend made protest against some of the requests of the company, particularly as to extension of time on the contracts relative to the segregation, and he also asked that the board definitely determine what work has been done by the company and what water rights have been earned and desires that the Board enter into a new contract on the strength of this information and submit it to the protestant for inspection. Drake also urges that in any modification of the contract particular effort be made to see that there are no changes which will allow speculators to deal in the properties and asks that only bona-fide settlers be allowed privileges to purchase land under the contract.

The water users asked the Board to require the company to construct immediately the North Canal under existing contracts, and also asked for the immediate repair of several breaks.

Objections are made by the water users to sales of land to settlers until water is actually available to be placed on the land for crop purposes, and the Board is asked to take steps to protect the settler in his water right and refuse to allow liens of privileges to attach in favor of contractors where there is doubt of the water right, so as to avoid complications and litigation for the water users. The protests consumed so much of the time during the day, as well as the arguments in connection with them, that the Board took little definite action although it is practically assured that the settlers will be required to pay the state 50 cents an acre on the lands, probably half time of filing application and half at the time of furnishing proof.

Drake is principally interested because of a power site at Bend. He claims a prior right on water appropriation and wishes to have at least 1200 second feet of water flowing in the river past Bend for power purposes. He claims he is entitled to this under original contracts when he disposed of his properties to the Deschutes Company, and wishes to see these contracts observed. Consequently he desires to be kept aware of moves made by the Board and the company, and be given privilege of inspection of any new contracts which are to be made.

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Improvements at Gist.

GIST, Or. Nov. 20—W. E. Burkhard now owns the Three Creeks sawmill John L. Spoor is out, and moved his family back to the Willamette Valley several weeks ago, except his two oldest sons who remained here.

A number of new dwellings have been built this fall between Desert Spring and Cline Falls.

F. M. Phillips is having 45 acres of new land broken by W. E. Case.

H. C. Schumacher is breaking new land which was grubbed recently.

Several other farmers are very busy ploughing their old land for spring crops.

H. A. Scoggin is digging his potatoes. He usually raises a fine crop and will likely have a good supply of them again this season.

Ed White appears to be in the horse business as he has quite a number of them.

Lumber teams are busy hauling from the Roberts Bros. mill to Redmond and Madras—to the latter place for the railroad.

J. O. Hanson of Redmond is having all the buildings of the Hightower-Smith mill taken down and the lumber hauled to his home at Redmond.

Frank Arnold is buying some young horses.

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NOTICE FOR PUBLICATION.

Department of the Interior,
U. S. Land Office at Lakeview, Or.,
Nov. 2, 1910.

Notice is hereby given that
J. W. Stewart,
of Rosland, Oregon, who, on June 7, 1904, made Homestead entry No. 3244, (Serial No. 0242), for 160 ac. Sec. 1, T. 22 S., R. 9 E., and 160 ac. Sec. 2, T. 22 S., R. 9 E., W. M. has filed notice of intention to make Final Five-year proof to establish claim to the land above described, before Commissioner H. C. Ellis, at Bend, Oregon, on the 23rd day of December, 1910.

Claimant names as witnesses:
William G. Fordham, Nettie Shultz, Mildred F. Hawthorn, Leroy M. Burt, all of Rosland, Or.

ARTHUR W. ORTON, Register.

NOTICE FOR PUBLICATION.

Department of the Interior,
U. S. Land Office at The Dalles, Or.,
September 21, 1910.

Notice is hereby given that
Nellie B. Market,
whose postoffice address is Bend, Oregon, did, on the 21st day of May, 1910, file to this office sworn statement and Application, No. 2681, to purchase the 1/2 sec. 24, T. 22 S., R. 11 E., W. M., and the timber thereon, under the provisions of the act of June 3, 1908, and acts amendatory, known as the "Timber and Stone Law," at such value as might be fixed by appraisal, and that, pursuant to such application, the land and timber thereon have been appraised, the timber estimated at 200,000 board feet at 25 cents per M, and the land \$50, that said applicant will offer final proof in support of her application and sworn statement on the 23rd day of December, 1910, before H. C. Ellis, U. S. Commissioner, at his office at Bend, Oregon.

Any person is at liberty to protest this purchase before entry, or institute a contest at any time before patent issues, by filing a corroborated affidavit in this office, alleging facts which would defeat the entry.

C. W. MOORE, Register.

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Wrestling Match

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